IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORIGINAL SIDE

REVIEW PETITION NO.35 OF 2004
IN
NOTICE OF MOTION NO.430 OF 2003
IN
WRIT PETITION NO.1227 OF 2000

Mr.Machindra Shankar Kamble — Petitioner
vs.
1. Municipal Corporation of Gr. Mumbai
& ors. — Respondents

Mr.S.N.Pillai for the petitioner.

Ms.N.V.Sanglikar for respondents 1 and 2.

Ms.Shobhja Salvi for respondents 3 to 6.

**CORAM : R. M. LODHA &**
**ANOOP V.MOHTA,JJ**.

**DATED : 20th October 2004**

**P.C.**

Heard Mr.Pillai, the learned counsel for the applicant.

2. The learned counsel for the applicant submits that while passing the order dated 24th February 2004, we did not consider the order of the Supreme Court dated 11th November 2002 and the order of the Division Bench judgment of this Court dated 25th April 2003 and, therefore, in the order dated 24th February 2004 the clarification "effective from the date of such order issued" deserves to be deleted.

3. The learned counsel for the applicant is not right in his submission that the order of the Supreme Court dated 11th November 2002 and the order of the Division Bench of this Court dated 25th April 2003 were not noticed by us. In paragraph 2 of our order we have recorded that we considered the entire material before us and various interim orders passed from time to time. Obviously when we recorded that we considered various interim orders passed from time to time that included the consideration of the order of the Supreme Court dated 11th November 2002 and the order of the Division Bench dated 25th April 2003.

4. The order passed by us on 24th February 2004 is clear and unambiguous and does not suffer from any mistake apparent on the face of the record warranting deletion of the expression, "effective from the date of such order issued".

5. Review application is, accordingly, dismissed.

**(R.M. LODHA,J.)**

**(ANOOP V.MOHTA,J.)**